

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re Application of: Mark W. Kroll

Serial No.: 10/762,160

Art Unit: 3762

Filed: January 20, 2004

Examiner: Unknown

Docket No.: A04P1005

Conf. No.: 3749

For: BIFOCAL CARDIAC STIMULATION DEVICE AND METHODS

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RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

I hereby certify that this correspondence is  
being filed electronically on November 2, 2006.

  
Melinda E. Hallmark (date)

Dear Sir:

In the Office Action mailed October 12, 2006, the Examiner identified various patentably distinct subspecies of the invention and required Applicant to pick between two of the mutually exclusive subspecies. Applicant hereby elects the following subspecies: the subspecies involving cardioverting/defibrillating, and the subspecies involving use of a third electrode in the right atrium. The claims readable upon this election are claims 1-4, 6-11, 18-21, 23, 24, 26, 27, 29, and 30. This election is made without traverse.